

RECORD OF DECISION TAKEN UNDER DELEGATED AUTHORITY FROM EXECUTIVE/COUNCIL/COMMITTEE

DELEGATED POWERS OUTLINED IN THE CONSTITUTION



DELEGATED OFFICER	Strategic Director of Environment & Operations
DECISION TAKEN BY:	Executive
DELEGATED BY:	(28 October 2022)
IN CONSULTATION WITH:	Chief Officer
PORTFOLIO AREA:	Regeneration

SUBJECT: Surfacing & Civils Framework Agreement

1. DECISION

To award lots 3 and 4 of the above framework agreement.

Lot 3 – Surface Dressing - award to Road Maintenance Services Ltd

Lot 4 – Specialist Surface Treatments - award to Road Maintenance Services Ltd and Colas Ltd

2. REASON FOR DECISION

An advertised competitive tendering exercise was undertaken via the Council's e-tendering portal – The Chest. The framework agreement is divided into four lots and bidders could apply for one or more lots. The four lots are:

Lot 1 – Surfacing

Lot 2 – Civils

Lot 3 – Surface Dressing

Lot 4 – Specialist Surface Treatments

The Council received 12 on time submissions for lot 1 and 15 for lot 2 and these bids are still being evaluated.

Only 2 submissions were received for lot 3 and 3 bids for lot 4. Lot 3 was evaluated first because this is time sensitive; surface dressings can only be applied during the summer months and contractors need to be booked as soon as possible to ensure availability. Lot 4 was also evaluated with only a small number of companies applying for this particular lot.

The following published scoring criteria was used to evaluate the bids:

Price – 25%

Quality – 60%

Social Value –15%

The intention was to have 3 contractors on each lot however only one of the submissions for lot 3 was compliant and only 2 bids for lot 4 met the Council's requirements.

The bids were evaluated by officers from the Highways Team and the Contracts and Procurement Team.

3. BACKGROUND

Blackburn with Darwen Borough Council manages a large range of highways and footways in various stages of repair and maintenance. There is an on-going requirement to keep these assets well-maintained and to carry out new work and repairs quickly, effectively and efficiently to keep them in good working order, to improve transport circulation and in order to avoid costly remedial works in the future.

The Council has an existing internal department which carry out some works but the framework is intended to bolster capacity for small-scale and larger jobs where no in-house capacity exists. Some of this work will be regular, planned and routine and other work will be part of larger schemes.

The works will be issued in Works Packages and will consist of all relevant information required for the Contractor to price.

Each lot will have a maximum of three contractors. The successful contractors on each lot will be invited to participate in mini-competitions for each work package if sufficient contractors are available.

Contractors on the framework will be approached with a brief / schedule of works and designs for the project and given approximately 2 weeks to submit a price. The winning Contractor will be chosen on the basis of pricing.

4. KEY ISSUES AND RISKS

The following risks and issues have been considered:

- Currently, not having a formal contract in place for surfacing, civils, surface dressing and specialist surface treatments is a risk to service delivery.
This contract mitigates the risk with the successful contractors all being required to enter into a formal call-off contract (with terms and conditions) under seal with the Council.
- Cost control - The successful contractors have provided indicative costs which will be fixed for 12 months and each individual works package will be subject to a mini-competition scored on price. The Council will therefore have good control of the expenditure through this contract.

5. FINANCIAL IMPLICATIONS

The costs of works to be undertaken during the term of the contract will be met from within existing budgets.

6. LEGAL IMPLICATIONS

No implications, the procurement process was carried out in accordance with the Council's Contract and Procurement Procedure rules and the Public Procurement Regulations.

7. RESOURCE IMPLICATIONS

Contract management and performance assessment by the Highways Team. In addition, the Contracts and Procurement Team will provide support to the Highways Team through the mini-competitions process. All mini-competitions will be via the Council's e-tendering portal "The Chest".

Further information is available via the following link [] or from the report author

9. DECLARATION OF INTEREST

All Declarations of Interest of the officer with delegation and the any Member who has been consulted, and note of any dispensation granted should be recorded below:

VERSION:	
CONTACT OFFICER:	Joanne Byrne, Les Smith, Robert Sutcliffe joanne.byrne@blackburn.gov.uk, les.smith@blackburn.gov.uk Robert.sutcliffe@blackburn.gov.uk
DATE:	31/01/2023
BACKGROUND DOCUMENTS:	N/A

Signed: 

Director Strategic Director of Environment & Operations

Date: 21 February 2023

9. EQUALITY AND HEALTH IMPLICATIONS

Please select one of the options below. Where appropriate please include the hyperlink to the EIA.

Option 1 Equality Impact Assessment (EIA) not required.

Option 2 In determining this matter the Executive Member needs to consider the EIA associated with this item in advance of making the decision. *(insert EIA link here)*

Option 3 In determining this matter the Executive Board Members need to consider the EIA associated with this item in advance of making the decision. *(insert EIA attachment)*

10. CONSULTATIONS

None

11. DECLARATION OF INTEREST

All Declarations of Interest of the officer with delegation and the any Member who has been consulted, and note of any dispensation granted should be recorded below:

VERSION:	1
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CONTACT OFFICER:	Les Smith, Robert Sutcliffe
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DATE:	31/01/2023
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BACKGROUND DOCUMENTS:	N/A
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